

Under the provisions of Section 413.031 of the Texas Workers' Compensation Act, Title 5, Subtitle A of the Texas Labor Code, effective June 17, 2001 and Commission Rule 133.305, titled Medical Dispute Resolution-General, and 133.307, titled Medical Dispute Resolution of a Medical Fee Dispute, a review was conducted by the Medical Review Division regarding a medical fee dispute between the requestor and the respondent named above.

I. DISPUTE

1. a. Whether there should be additional reimbursement for date of service, 8-31-01.
- b. The request was received on 3-28-02.

II. EXHIBITS

1. Requestor, Exhibit I:
 - a. Initial TWCC 60
 1. EOB
 2. HCFA 1500s
 - b. Based on Commission Rule 133.307 (g) (4), the Division notified the Requestor on 6-11-02 of the Requestor's requirement to submit two copies of additional documentation relevant to the fee dispute. There is no response to the request for additional documentation noted in the file.
 - c. Any additional documentation submitted was considered, but has not been summarized because the documentation would not have affected the decision outcome
2. Respondent, Exhibit II:

There was no Carrier sign sheet noted in the dispute packet. There were no responses noted from the Carrier in the dispute packet.

III. PARTIES' POSITIONS

1. Requestor: Letter dated 3-27-02:

"We have tried on several occasions to try to get reimbursement for the above date of service (surgical procedure). We were told that a check had been mailed out on 10/08/2001 for the amount of \$1,416.00 and that it was mailed to our Austin location. When we checked with our Austin location we were informed that they had not received that check."
2. Respondent: No position statement.

IV. FINDINGS

1. Based on Commission Rule 133.307(d)(1&2), the only (DOS) eligible for review is 8-31-01.
2. The amount billed per the TWCC-60 is \$2,945.00. The EOB dated 2-28-02 reflected a payment of \$1,416.00.
3. The amount in dispute per the TWCC-60 is \$2,945.00.
4. This decision is being written based on the documentation that was in the file at the time it was assigned to this Medical Dispute Resolution Officer.

V. RATIONALE

Medical Review Division's rationale:

The Requestor has submitted a HCFA 1500s which reflects billing for CPT Code 29882. CPT Code 29882 is defined as, "ARTHROSCOPY with meniscus repair (medial OR lateral)". The Carrier has denied the dispute service as "D – Duplicate Charge".

However, when determining whether or not reimbursement is warranted, the Medical Review Division must first determine that the services were rendered as billed. After review of the dispute file, no documentation was noted to support the services billed. Therefore, no additional reimbursement is recommended.

The above Findings and Decision are hereby issued this 30th day of August 2002.

Lesa Lenart, RN
Medical Dispute Resolution Officer
Medical Review Division

LL/II

This document is signed under the authority delegated to me by Richard Reynolds, Executive Director, pursuant to the Texas Workers' Compensation Act, Texas Labor Code Sections 402.041 - 402.042 and re-delegated by Virginia May, Deputy Executive Director.